

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
 CIVIL DOCKET ENTRIES FOR CASE A03-0145--CV (JKS)  
 "ANDREW J. DAYTON V BRUNO STOLC ET AL"

Including terminated parties, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge  
 Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge  
 Referral Rule: LMR 4(4)  
 Filed: 06/26/03  
 Closed: NO

Jurisdiction: (3) Federal Question (US Govt not a Party)  
 PLF Diversity:  
 DEF Diversity:

Nature of Suit: (530) Habeas Corpus: General  
 28 USC 2254  
 Origin: (5) Transferred  
 Demand:  
 Filing fee: In Forma Pauperis  
 Trial by:

Parties of Record:

Counsel of Record:

PLF 1.1 DAYTON, ANDREW J.

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No counsel found for this party!

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Document #	Filed	Docket text
NOTE - 1	06/26/03	Notation: All transferred documents are listed on the manual docket sheet lodged in the original file.
8 - 1	06/26/03	Copy of USDC of AZ Order transferring case CV 02-0783-PHX-JAT (VAM) to Anchorage, AK w/att docs.
9 - 1	07/07/03	JKS Minute Order re: notice of transfer and order of case CV02-0783-PHX-JAT (VAM) to A03-0145-CV (JKS). cc: cns1
10 - 1	07/25/03	JKS Order directing svc and response; clk shall cy D. Kossler w/order and pet; Atty General of the SOA dism; appl to waive filing gee granted; appl for appt of cns1 granted; amended pet due 08/20/03; respondent shall file ans or other responsive pleading by 09/19/03; mot for evid hrg may be made w/in 30 days after date of ans; matter referred to MJ Roberts under LMR 4(4). cc: cns1; PCLC, FPD (CJA Clerk), D. Kossler, MJ Roberts
11 - 1	07/31/03	PLF 1 Attorney Appearance of Mary Geddes (FPD).
12 - 1	07/31/03	DEF 1 Attorney Substitution of Nancy Simel (AAG Suite 308).
13 - 1	08/12/03	DEF 1 Unopposed motion for an ext of time to 10/15 to file amended petition & answer to 11/17/03 w/att aff.
14 - 1	08/13/03	JDR Order granting unopposed motion for an ext of time to 10/15 to file amended petition and to 11/17 for answering brief (13-1). cc: cns1
15 - 1	10/15/03	PLF 1 Notice to the crt that petitioner seeks dismissal of his petition w/o prejudice w/att aff.
16 - 1	12/18/03	PLF 1 Notice of intention to file amended petition by 12/30/03.
17 - 1	01/02/04	PLF 1 Unopposed motion to accept late-filed request for extension of time for additional time to file an amended petition w/att aff.
18 - 1	01/05/04	JKS Order granting unoppo mot to accept late-filed req for ext of time (17-1); amended pet due 1/16/04. cc: cns1

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19 - 1	01/16/04	PLF 1 motion on shortened time for one day ext of time to file amended petition w/att aff.
20 - 1	01/20/04	PLF 1 Unopposed motion on shortened time for ext of time (to 1/21) to file amended petition w/att aff.
21 - 1	01/21/04	JDR Order granting motion on shortened time for one day ext of time to file amended petition (19-1), unopposed motion on shortened time for ext of time (to 1/21) to file (20-1). cc: cns1
22 - 1	01/21/04	PLF 1 Petition for Writ of H/C per 28:2254 (Amended) w/att exhs.
23 - 1	02/17/04	DEF 1 motion to dismiss habeas petition.
24 - 1	02/17/04	DEF 1 Notice of lodging state court documents.
25 - 1	02/18/04	PLF 1 Unopposed motion to ext time (to 3/22) to file oppo to mot to dismiss w/att aff.
26 - 1	02/19/04	JDR Order granting unopposed motion to ext time (to 3/22) to file oppo to mot to dismiss (25-1). cc: cns1
27 - 1	03/22/04	PLF 1 opposition to DEF 1 motion to dismiss habeas petition. (23-1).
28 - 1	04/09/04	JDR Minute Order re O/A on respondent's motion to dismiss (23-1) set for 5/12/04 at 9:30 a.m. cc: cns1
29 - 1	05/12/04	JDR Court Minutes [ECR: Debby Willoughby-Lyons] re O/A on respondent's motion to dismiss (held 5/12/04; taking under advisement motion to dismiss habeas petition (23-1); R&R to issue. cc: cns1
30 - 1	05/12/04	DEF 1 Notice of lodging with att exh.
31 - 1	05/14/04	Initial R&R re: DEF 1 motion to dismiss habeas petition (23-1); Recommended be granted & this habeas action be dsmssd w/o prejudice; Objections due NOON 06/01/04. Reply due NOON 06/07/04. cc: cns1, Judge Singleton
32 - 1	06/01/04	PLF 1 objection to R&R re: DEF 1 motion to dismiss habeas petition (23-1).
33 - 1	06/07/04	DEF 1 reply to objection to R&R re: DEF 1 motion to dismiss habeas petition. (23-1).
34 - 1	06/09/04	JDR Order holding in abeyance respondent's motion to dismiss habeas petition (23-1); petitioner's brief on his (objections at 32) request for stay of proceedings due w/in 10 days; respondent's oppo brief due 7 days after service. cc: cns1
35 - 1	06/21/04	PLF 1 Response to Order of 6/9/04 at dkt # 34.
36 - 1	08/25/04	Amended R&R recommends DENYING re: DEF 1 motion to dismiss habeas petition. (23-1); obj due NOON 9/1/04; reply 9/7/04. cc: cns1, Judge Singleton
37 - 1	08/27/04	PLF 1 Notice of unavailability.

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37 - 2	08/27/04	PLF 1 motion for ext of time to file responses to objections to amended R&R.
38 - 1	08/30/04	JDR Order granting motion for ext of time to file responses to objections to amended R&R re mot to dismiss by noon 9/10/04 (37-2). cc: cns1
39 - 1	09/01/04	DEF 1 objection to R&R re: DEF 1 motion to dismiss habeas petition. (23-1).
40 - 1	09/10/04	PLF 1 motion to accept late filed motion ofr additional time to response to objections to amended R&R (on shortened time).
41 - 1	09/13/04	JDR Order granting motion to accept late filed motion for additional time to response to objection (40-1); response to object's to amended reccomendation re mot to dsmss due 9/13/04. cc: cns1
42 - 1	09/13/04	PLF 1 response to objections to amended R&R re: DEF 1 motion to dismiss habeas petition (23-1).
43 - 1	09/15/04	JDR Minute Order re petitioner's supp response to objects to amended R&R as directed due 9/16/04. cc: cns1
44 - 1	09/16/04	PLF 1 Response to Court's 9/15/04 Order.
45 - 1	09/20/04	Final Amended R&R re: DEF 1 motion to dismiss habeas petition (23-1); Recommends that the crt stay the habeas action while petitioner pursues further relief before the Alaska appellate crts. cc: cns1, Judge Singleton
46 - 1	09/30/04	JKS Order grant in part & denied in part motion to dismiss habeas petition (23-1); w/regard to amended petition (22-1) the 1st claim is stayed & hld in abeyance until petitioner has exhausted the remainder of his claims; 2nd claim is dsmssd w/o prej; 3rd claim dsmssd w/prej; petitioner to file status report re efforts to exhaust state claims due 3/30/05. cc: cns1, MJ Roberts
47 - 1	10/28/04	PLF 1 Interlocutory appeal to 9CCA of (46-1) filed 09/30/04. cc: cns1, Judge Singleton, 9CCA
NOTE - 2	11/03/04	Transmittal: Forwarded notice of appeal (47-1) to 9CCA.
48 - 1	11/03/04	Order by USDC denying Certificate of Appealability re: (47-1) cc:cns1, Judge Singleton, 9CCA
NOTE - 3	11/19/04	Transmittal: Forwarded D.C. record to 9CCA consisting of 1 volume and 2 expando with docs from other district.
NOTE - 4	01/31/05	Notation (re: Appeal): received from 9CCA records consisting of 1 volume and 2 expando with docs from other district.
49 - 1	03/15/05	PLF 1 Report re: exhaust state claims w/att exhs.
50 - 1	03/29/05	9CCA inal Order re: notice of appeal (47-1) that the request for COA is denied. cc: cns1, Judge Singleton

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51 - 1	04/13/05	JKS Order that cns1 for A. Dayton shall file a status report by 4/25/05. cc: cns1
52 - 1	04/25/05	PLF 1 Status Report.
53 - 1	04/26/05	JKS Minute Order that further stat rpt due by 5/25/05. cc: cns1
54 - 1	06/17/05	JKS Minute Order re timely stat rpt fld; cns1 to file stat rpt due w/in 15 days. cc: cns1
55 - 1	07/05/05	PLF 1 Status Report w/att exh.
56 - 1	07/06/05	JKS Minute Order that further stat rpt due by 9/5/05. cc: cns1
57 - 1	08/18/05	PLF 1 Status Report w/att exhs.
58 - 1	08/19/05	JKS Minute Order that further stat rpt due by 10/18/05. cc: cns1
59 - 1	10/19/05	PLF 1 Status Report.
60 - 1	10/26/05	PLF 1 Updated Status Report.
61 - 1	11/04/05	JKS Minute Order re petition to file a status rpt w/in 90 days. cc: cns1